

UNITED STATES OF AMERICA,

PLAINTIFF,

v.

TSCHERIM SOOBZOKOV,

DEFENDANT,

Arthur Sinai being duly sworn, deposes and states as follows:

1. The subject was born in Tachtamukai, Krasnodar, U.S.S.R.
2. On April 6, 1955, the subject submitted an application for Immigrant Visa and Alien Registration to the American Embassy, Consular Section, Amman, Jordan.

4. The subject was granted an immigrant visa pursuant to the Immigration and Nationality Act of 1952. On or about June 28, 1955, he entered the United States, at New York, New York, under the name of Tscherim Soobzokov.

EXHIBIT A

5. The subject submitted to the Immigration and Naturalization Service in New Jersey an Application to File Petition for Naturalization (Form-N-400), sworn and subscribed to on December 2, 1960.

6. Question 6 on the Form N-400 asked as follows, "Have you ever, in the United States or in any other country committed any crime or offense, or been arrested, charged with violation of any law or ordinance, summoned into court as a defendant, convicted, fined, imprisoned, or placed on probation or parole or forfeited collateral for any act involving a crime, misdemeanor or breach of any law or ordinance. To which the defendant responded, "yes, 1941 Tachtamukai, Caucasus, U.S.S.R., disobeying police (political arrest) one year prison; speeding ticket 1956 (\$15.00 fine); no other".

7. Question 7 on the Form N-400 asked as follows, "List each organization, club or society in the United States or in any other country that you have been a member of at any time and the dates of membership in each. (If none, write none). The subject answered "Representative of North Caucassian National Committee in Jordan 1953 to 1955; Member of the North Caucassian Association, Paterson, U.S.A., 1955 to date; no other".

8. On or about December 2, 1960, the subject appeared before a Naturalization Examiner in New Jersey in connection with the processing of his Application to File Petition for Naturalization, pursuant to Section 332 of the Immigration and Nationality Act of 1952, 8 U.S.C. § 1443. At this time the subject affirmed under oath that he knew the contents of the application (Form N-400) comprising pages 1 to 4 inclusive, and the supplemental forms thereto, subscribed to by him; that the same are true to the best of his knowledge and belief; that corrections numbered 1 to 12 were made by him or at his request; that the application was signed by him with his full true and correct name so help him God. The Naturalization Examiner certified that the subject stated in his presence that he (the subject) understood the contents of the application before verification.

9. On or about December 2, 1960, subject filed a Petition for Naturalization, No. 45623 (Form N-405), with the Passaic County Court at Paterson New Jersey.

10. In said Petition (Item No. 15) the subject swore under oath that he was then, and at all periods required by law, a person of good moral character attached to the principles of the Constitution of the United States and well disposed to the good order and happiness of the United States.

11. The subject swore he knew the contents of the petition (Form N-405) and that his answers therein were true to the best of his knowledge and belief.

12. On April 17, 1961, the Passaic County Court at Paterson, New Jersey, granted defendant's Petition for Naturalization and issued him Certificate of Naturalization No. 7872444.

13. It appears from the official records in this matter that during the above immigration process the subject willfully misrepresented and concealed the truth in at least the following respects:

(a) he failed to disclose his membership in:

1) The German Waffen SS from approximately January 1945 to May 1945.

2) his membership in the German Army, North Causcasian Legion from approximately September/October 1942 until January 1945.

3) his membership in the Tachtamukai Police Department, U.S.S.R. from approximately August 1942 until September/October 1942.

All of these organizations were a part of the German Military forces which engaged in hostilities against members of the United Nations during World War II or which collaborated with or assisted with the German occupation authorities during World War II.

(b) he failed to disclose his record of arrests, convictions, and sentences in the U.S.S.R., namely his sentence in 1937 to three years imprisonment and his sentence in 1939

to two years imprisonment and his arrest in 1942 on four charges of hooliganism.

(c) he failed to furnish to the consular officer with his application certified copies of his military records or in lieu thereof, with the permission of the consular office, he failed to submit other satisfactory evidence of the facts to which such military records would, if obtainable, pertain.

14. Due to the above acts and involvements, and his failure to disclose the same during the stages of immigration procedure, the subject lacked the good moral character required for naturalization under Section 316 of the Act, 8 U.S.C. § 1427.

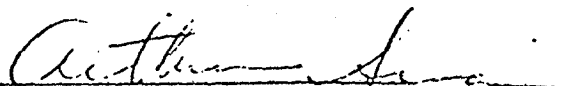
15. There exists good cause for the institution of proceedings against the subject to revoke and set aside the order admitting the subject to naturalization and to cancel his certificate of naturalization, pursuant to Section 340(a) of the Act, 8 U.S.C. § 1451(a), on the grounds that:

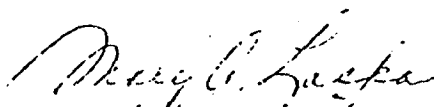
(a) the subject was never lawfully admitted into the United States and therefore his United States citizenship was illegally procured;

(b) the subject procured his naturalization by concealment of material facts or willful misrepresentation;

(c) the subject illegally procured his naturalization in that he lacked the statutory requirement that he be of good moral character, Section 316 of the Act, 8 U.S.C. § 1427.

16. The subjects last known place of residence is 704 14th Avenue, Paterson, New Jersey.


Arthur Sinai


67th St. N.Y.C. 10019